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09/901737  
07/11/01

Docket Number S-21043B

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EF223059203US

Express Mail Label Number

July 9, 2001

Date of Deposit

Address to: BOX: PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

## UTILITY PATENT APPLICATION TRANSMITTAL AND FEE SHEET

Transmitted herewith for filing under 37 CFR §1.53(b)(1) is a **divisional** of prior Application No. 09/254,780, filed March 10, 1999.

Applicant (or identifier): LEBEL ET AL.

Title: TRANSGENIC PLANTS EXPRESSING CELLULOLYTIC ENZYMES

Enclosed are:

1. ☒ Specification (Including Claims and Abstract) - 63 pages
2. ☒ Drawings - 2 sheets
3. ☒ Declaration and Power of Attorney
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (signed or with indication that original was signed)
    - i. ☐ Deletion of Inventors  
Signed statement attached deleting inventor(s) named in the prior application
4. ☒ Incorporation By Reference  
The entire disclosure of the prior application, from which a copy of the Declaration and Power of Attorney is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
5. ☐ Microfiche Computer Program (appendix)
6. ☒ Nucleotide and/or Amino Acid Sequence Submission
  - ☐ Computer Readable Copy
  - ☒ Paper Copy
  - ☒ Statement Verifying Identity of Above Copies
7. ☒ Preliminary Amendment
8. ☐ Assignment Papers (Cover Sheet & Document(s))
9. ☐ English Translation of
10. ☐ Information Disclosure Statement
11. ☐ Certified Copy of Priority Document(s)
12. ☒ Return Receipt Postcard
13. ☒ Bib Data Sheet
14. ☒ Other: Credit Card Payment Form

- ☒ The right to elect an invention or species that is different from that elected in parent Application No. 09/254,780 in the event of a restriction or election of species requirement that is identical or substantially similar to that made in said parent application is hereby reserved.

Filing fee calculation:

- ☒ Before calculating the filing fee, please enter the enclosed Preliminary Amendment.  
☒ Before calculating the filing fee, please cancel claims 1-5.

Basic Filing Fee							\$	710
Multiple Dependent Claim Fee (\$ 270)							\$	
Foreign Language Surcharge (\$ 130)							\$	
	For	Number Filed		Number Extra		Rate		
Extra Claims	Total Claims	5	-20		x	\$ 18	=	\$
	Independent Claims	1	-3		x	\$ 80	=	\$
TOTAL FILING FEE							\$	710

- ☒ Please charge Applicants' Credit Card in the amount of \$710. A Credit Card Payment Form is enclosed.

Please address all correspondence to the address associated with Customer No. 022847, which is currently:

Syngenta Biotechnology, Inc.  
Patent Department  
3054 Cornwallis Road  
P.O. Box 12257  
Research Triangle Park, NC 27709-2257

Please direct all telephone calls to the undersigned at the number given below and all telefaxes to (919) 541-5071.

Respectfully submitted,

*Timothy Meigs* 38,241

*by Mary Kakefuda*

Mary Kakefuda  
Attorney for Applicants  
Reg. No. 39,245  
Phone: (919) 541-5071

Date: July 9, 2001

S-21043B

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



In re Application of:

Art Unit of parent application: 1638

Lebel *et al.*

Appl. No.: TBA (division of 09/254,780)

Examiner of parent application: A. Kubilik

Filed: Concurrently Herewith

For: Transgenic Plants Expressing Cellulolytic Enzymes

Commissioner of Patents  
Washington, D.C. 20231

**SUBMISSION OF SEQUENCE LISTING  
INCLUDING STATEMENT OF VERIFICATION**

Sir:

The sequence listing of the present application is identical to the sequence listing in parent application no. 09/254,780, filed March 10, 1999.

It is understood that the Patent and Trademark Office will make the necessary changes in application number and filing date for the CRF that will be used for the present application.

Pursuant to 37 C.F.R. § 1.821(f), Applicants' attorney hereby certifies that the contents of the CRF submitted in parent application no. 09/254,780, filed March 10, 1999, and the paper form sequence listing submitted in the present application are the same.

Pursuant to 37 CFR §1.821(e), please use the Computer Readable Form (CRF) in parent application serial no. 09/254,780 for the present application.

Syngenta Biotechnology, Inc.  
Patent Department  
P.O. Box 12257  
Research Triangle Park, NC 27709-2257

Date: July 9, 2001

Respectfully submitted,

*Timothy Meigs 38,241*  
*by Mary Kakefuda*

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